

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,) CR No: 06-0725-SI
Plaintiff,) CR MISC. NO.: 03-271-MMC
v.) UNSEALING APPLICATION AND
TREVOR GRAHAM,) PROPOSED ORDER
Defendant.)

The United States hereby moves the Court for an order unsealing the immunity orders served upon Michelle Collins and Calvin Harrison in connection with their 2003 grand jury testimony in the Balco grand jury investigation. The United States had previously requested sealing of these orders because at the time the immunity orders were signed, disclosure of the appearance of these individuals before the grand jury would have been inappropriate as a grand jury matter and would have substantially impaired the criminal investigation. As these individuals are likely to be witnesses in the upcoming prosecution of the defendant for providing false statements to federal agents, the fact that these witnesses appeared as witnesses in the Balco grand jury investigation will shortly become a matter of public record, and the government no longer has an investigative need in maintaining secrecy with respect to the appearance of these

witnesses before the Balco grand jury. In addition, counsel for defendant Graham has expressly requested a copies of these orders as a part of his trial preparation.

The immunity orders for Ms. Collins and Mr. Harrison were both captioned under CR MISC. NO.: 03-271. The government respectfully requests that this unsealing order pertain only to the orders for Ms. Collins and Mr. Harrison, as other matters may have been lodged under this file number which are not, at this time, appropriate for disclosure.

JOSEPH P. RUSSONIELLO
United States Attorney

/s/
JEFFREY R. FINIGAN
Assistant United States Attorney

ORDER

In light of the government's motion, and for the reasons stated therein, the immunity orders for Michelle Collins and Calvin Harrison filed under criminal number CR MISC. NO.: 03-271 are hereby ordered unsealed. All other matters pertaining to other witnesses filed under this criminal number shall remain under seal pending further order of the Court.

IT IS SO ORDERED.

DATED: , 2008



SUSAN ILLSTON
United States District Court Judge